

THE MILLER LAW OFFICES, PLC

801 Brickell Avenue – Suite # 900

Miami, FL 33131-2945

Telephone: (305)-803-5168

Telefax: (800)-881-6174

Email: sjmilleresq@comcast.net

**RECEIVED
CENTRAL FAX CENTER**

NOV 30 2007

Steven J. Miller, Esq.*
Attorney-At-Law

*Admitted in CT, NY, NJ, WA, FL

FAX MESSAGE

TO: USPTO – COMMISSIONER FOR PATENTS

DATE: NOVEMBER 30, 2007

TIME: 2:15 PM EST

FROM: S.J. MILLER, ESQ.

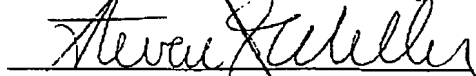
TOTAL NUMBER OF PAGES (INCLUDING COVER SHEET): 16

RE: US PATENT APPLICATION NUMBER 10/679,075

MESSAGE:

PLEASE FIND ATTACHED HERETO COMPLETED FORM PTOL-413A,
APPLICANT INITIATED INTERVIEW REQUEST FORM TOGETHER WITH A
RELATED 37CFR1.132 DECLARATION, FOR THE ABOVE REFERENCED
PATENT APPLICATION.

THANK YOU.



STEVEN J. MILLER, ESQ.

USPTO REG. NO. 48368

Note: All information contained in this communication is confidential and/or the property of THE MILLER LAW OFFICES, PLC.
This telefax is intended for the party to which it is addressed. Any other use is prohibited.

PTO/SB/21 (10-07)

Approved for use through 10/31/2007. OMB 0851-0031

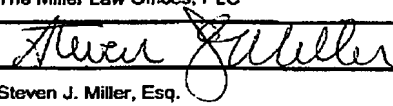
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

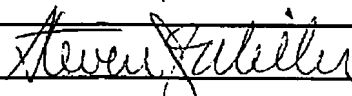
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/679,075	
	Filing Date	10/03/2003	
	First Named Inventor	Steven Durham	
	Art Unit	3837	
	Examiner Name	A. PHI DIEU TRAN	
Total Number of Pages in This Submission	16	Attorney Docket Number	Durham - 2003

**RECEIVED
CENTRAL FAX CENTER**

NOV 30 2007

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input checked="" type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD <input type="checkbox"/> Remarks	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of transmission Form (PTO/SB/97); Applicant Initiated Interview Request Form (PTOL-413A).
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	The Miller Law Offices, PLC	
Signature		
Printed name	Steven J. Miller, Esq.	
Date	11/30/2007	Reg. No. 48368

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Steven J. Miller, Esq.
Date	11/30/2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER**NOV 30 2007**

PTO/SB/97 (10-07)

Approved for use through 10/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

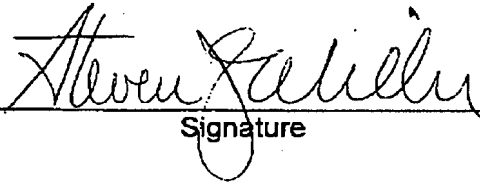
APPLICATION NO. 10/679,075

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on November 30, 2007

Date



Signature

Steven J. Miller, Esq.

Typed or printed name of person signing Certificate

48368

305-803-5168

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper. Documents included:

This Certificate of Transmission Form (PTO/SB/97); Transmittal Form (PTO/SB/21);

Applicant Initiated interview Request Form (PTOL-413A); Expert (37 CFR 1.132) Declaration by Charles E. Forbes, Ph.D. (12 pages).

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED

NOV 30 2007

PTOL-413A (10-07)

Approved for use through 10/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Applicant Initiated Interview Request Form

Application No.: 10/679,075 First Named Applicant: Steven Durham
 Examiner: Phi Dieu Tran A Art Unit: 3637 Status of Application: Non-Final Action

Tentative Participants:

(1) Examiner Phi Dieu Tran A (2) Attorney Steven J. Miller, Esq.
 (3) Inventor Steven Durham (4) _____

Proposed Date of Interview: 5 December 2007 Proposed Time: 1:00PM (AM/PM)

Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☒ YES ☐ NO

If yes, provide brief description: Discussion of Rejected Claims and attached Expert Affidavit

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Rej.</u>	<u>21-29; 31-41</u>	<u>All Examiner Listed</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Continuation Sheet Attached					

Brief Description of Arguments to be Presented:

Applicant traverses Examiner's last non-final action, and will present Expert Affidavit that Claims are not obvious in light of the Examiner's cited prior art and the knowledge of one skilled in the art as of the subject patent application date.

An interview was conducted on the above-identified application on _____.

NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Steven J. Miller
 Applicant/Applicant's Representative Signature

 Examiner/SPE Signature

Steven J. Miller, Esq. - Attorney of Record

Typed/Printed Name of Applicant or Representative

48368

Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.